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**UNITED STATES DISTRICT COURT  
 DISTRICT OF NEVADA**

ORACLE USA, INC., a Colorado corporation;  
 ORACLE AMERICA, INC. a Delaware  
 corporation; and ORACLE INTERNATIONAL  
 CORPORATION, a California corporation,

Plaintiffs,

v.

RIMINI STREET, INC., a Nevada corporation;  
 SETH RAVIN, an individual,

Defendants.

Case No. 2:10-cv-00106-LRH-PAL

**PLAINTIFFS ORACLE'S MOTION TO  
 SEAL THEIR OBJECTIONS TO  
 DEFENDANTS RIMINI STREET INC.'S  
 AND SETH RAVIN'S [PROPOSED]  
 JURY INSTRUCTIONS**

Judge: Hon. Larry R. Hicks

Pursuant to the Stipulated Protective Order governing confidentiality of documents entered by the Court on May 21, 2010, Dkt. 55 (“Protective Order”), and Rules 5.2 and 26(c) of the Federal Rules of Civil Procedure, Plaintiffs Oracle USA, Inc., Oracle America, Inc., and Oracle International Corporation (together “Oracle” or “Plaintiffs”) respectfully request that the Court order the Clerk of the Court to file under seal an unredacted copy of Oracle’s Objections to Defendants Rimini Street Inc.’s and Seth Ravin’s [Proposed] Jury Instructions (“Objections”). An unredacted copy of the Objections was lodged under seal with the Court on September 11, 2015.

Sealing of the Objections is requested because the redacted portions of it contain information that Rimini Street, Inc. and Seth Ravin (collectively the “Defendants”) have designated as “Confidential Information” and “Highly Confidential Information – Attorneys’ Eyes Only” under the terms of the Protective Order. The Protective Order states, “Counsel for any Designating Party may designate any Discovery Material as ‘Confidential Information’ and ‘Highly Confidential Information – Attorneys’ Eyes Only’ under the terms of this Protective Order only if such counsel in good faith believes that such Discovery Material contains such information and is subject to protection under Federal Rule of Civil Procedure 26(c). The designation by any Designating Party of any Discovery Material as ‘Confidential Information’ or ‘Highly Confidential Information – Attorneys’ Eyes Only’ shall constitute a representation that an attorney for the Designating Party reasonably believes there is a valid basis for such designation.” Protective Order ¶ 2.

For sealing requests relating to non-dispositive motions, such as this, the presumption of public access to court filings may be overcome by a showing of good cause under Rule 26(c). *See Pintos v. Pacific Creditors Ass’n*, 605 F.3d 665, 678 (9th Cir. 2010); *Kamakana v. Honolulu*, 447 F.3d 1172, 1179 (9th Cir. 2006). Defendants have identified the information redacted in the Trial Brief as Confidential and Highly Confidential, and therefore Defendants have represented that good cause exists for sealing those portions of the documents. This is a sufficient showing of good cause to permit a sealing order on a non-dispositive motion. *See, e.g., Pac. Gas & Elec. Co. v. Lynch*, 216 F. Supp. 2d 1016, 1027 (N.D. Cal. 2002).

**TESTIMONY AND DOCUMENTS DESIGNATED AS CONFIDENTIAL  
OR HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY**

Defendants have designated the following materials cited or referred to in Oracle’s  
Objections as Confidential or Highly Confidential – Attorneys’ Eyes Only:

<b>TRIAL EX. NO.</b>	<b>DESCRIPTION</b>	<b>CONF. DESIGN.</b>
PTX_0011	Email from Lester to Chiu, Subject: Re: Welcome to Rimini Streetl, bates labeled RSI02123318-RSI02123320	Highly Confidential (by Rimini)
PTX_0029	Email from Ravin to Metcalf, Subject: Re: Abilene ISD Proposal Question, bates labeled RSI03209167-RSI03209167	Highly Confidential (by Rimini)
PTX_0060	Email from Freeman to Bengé et al, Re: Fw: Big Lots - environment issue, bates labeled RSI02229020-RSI02229024	Highly Confidential (by Rimini)
PTX_2152	Email from Beth Lester to Dennis Chiu Re: Moraine Park Technical College, bates labeled RSI02237456-RSI02237458	Highly Confidential (by Rimini)
PTX_4937	Email from R. Gaston to M. Davichick RE: Follow Up - Resources, bates labeled RSI03343827-RSI03343828	Highly Confidential (by Rimini)

For the foregoing reasons, Oracle respectfully requests that the Court find that good cause exists to file under seal the unredacted copy of the Trial Brief, and to issue an order sealing the same.

DATED: September 11, 2015

BOIES SCHILLER & FLEXNER LLP

By: /s/ Kieran P. Ringgenberg  
Kieran P. Ringgenberg  
Attorneys for Plaintiffs  
Oracle USA, Inc., Oracle America, Inc.,  
and Oracle International Corp.

**CERTIFICATE OF SERVICE**

I hereby certify that on the 11th day of September, 2015, I electronically transmitted the foregoing **PLAINTIFFS ORACLE'S MOTION TO SEAL THEIR OBJECTIONS TO DEFENDANTS RIMINI STREET INC.'S AND SETH RAVIN'S [PROPOSED] JURY INSTRUCTIONS** to the Clerk's Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to all counsel in this matter; all counsel being registered to receive Electronic Filing.

/s/ Catherine Duong

An employee of Boies, Schiller & Flexner LLP